

**TOWN OF BUCKEYE  
REGULAR COUNCIL MEETING  
JULY 19, 2005  
MINUTES**

**Buckeye Community Center  
201 E. Centre Ave  
Buckeye, AZ 85326  
7:00 p.m.**

**1. Call to Order/Pledge of Allegiance/Roll Call.**

Mayor Hull lead the Pledge of Allegiance and called the meeting to order at 7:05 p.m.

Members Present: Councilman Meck, Councilman Beard, Vice Mayor Urwiller, Mayor Hull, Councilwoman May, Councilman Doster, and Councilman Garza.

Members Absent: None

Departments Present: Town Manager Carroll Reynolds, Town Attorney Scott Ruby, Attorney Phyliss Smiley for the Town of Buckeye Vestar Project, Town Clerk Linda Garrison, Deputy Clerk Lucinda Aja, Parks and Rec Director Jeanine Guy, Human Resources Director Toni Brown, Finance Director Ron Brown, Fire Chief Scott Rounds, Police Chief Dan Saban, Fire Marshal Bob Costello, and Town Engineer Woody Scoutten.

**2. Comments from the Public**

Citizens that addressed Council are listed under Item 5P.

**3. All items with (\*) are considered to be routine matters and will be enacted by one motion and vote of the Town Council. Motion made by Councilwoman May and seconded by Councilman Beard to approve Items \*3, \*4, \*5A,\*5B, \*5C, \*5D,\*5E, \*5F, \*5G, \*5H, \*5I, \*5J, \*5K, \*5L, \*5M \*5Z, \*5AA and \*BB. Motion passed unanimously.**

**CONSENT AGENDA**

\*3. Council approved of the minutes of the July 5, 2005 regular Council meeting.

\*4. Council approved invoices due by the Town for payment. Copies of invoices are available at Town Hall.

**5. NEW BUSINESS**

\*5A. Council approved the request from the Police Department to purchase office furniture from Goodman's Office Furniture in an amount of \$31,455.69 from the 010-60-560 line item of the FY 2005/2006 budget.

\*5B. Council approved the proposal by Stephen Badger, to provide renovation to the Policies within the Police Department in the amount not to exceed \$19,800 from the 010-60-531 line item of the FY 2005/2006 budget.

\*5C. Council approved the request from the Public Works Department for the purchase of one flat bed dump truck in the amount of \$57,079.17 from the 071-50-707 line item of the FY 2005/2006 budget.

\*5D. Council approved the request from the Public Works Department for the purchase of one F-750 cab & chassis with diesel power water truck in the amount of \$64,356.07 from the 071-50-707 line item of the FY 2005/2006 budget.

\*5E. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.402. Request by Biskind, Hunt & McTee, on behalf of DMB for Final Plat approval of 2.81 acres, 17 residential lots, nine lots 45'x120' and eight lots 50'x128'. DMB FP05-12

\*5F. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.403. Request by Biskind, Hunt & McTee, on behalf of DMB for Final Plat approval of 5.98 acres, 30 residential lots approximately 45'x120'. DMB FP05-13

\*5G. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.410. Request by Biskind, Hunt & McTee, on behalf of DMB for Final Plat approval of 3.42 acres, 14 residential lots approximately 45'x120'. DMB FP05-15

\*5H. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.201. Request by Biskind, Hunt & McTee, on behalf of DMB for Final Plat approval of 12.47 acres, 38 residential lots approximately 70'x134'. DMB FP05-19

\*5I. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.203. Request by Biskind, Hunt & McTee, on behalf of DMB for Final Plat approval of 12.73 acres, 58 residential lots approximately 57'x124'. DMB FP05-20

\*5J. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.404. Request by Biskind, Hunt & McTee, on behalf of DMB for Final Plat approval of 8.88 acres, 40 residential lots approximately 48'x100'. DMB FP05-27

\*5K. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.406. Request by Biskind, Hunt & McTee, on behalf of DMB for Final Plat approval of 6.35 acres, 32 residential lots approximately 45'x100'. DMB FP05-28

\*5L. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.407. Request by Biskind, Hunt & McTee, on behalf of DMB for Final Plat approval of 3.187 acres, 14 residential lots approximately 56'x120'. DMB FP05-29

\*5M. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.412. Request by Biskind, Hunt & McTee, on behalf of DMB for Final Plat approval of 5.69 acres, 27 residential lots approximately 58'x120'. DMB FP05-31

\*5Z. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.209. Request by Biskind, Hunt and McTee on behalf of DMB for Final Plat approve of 8.44 acres, 36 residential lots approximately 40'x90'. DMB FP05-18

\*5AA. Council approved a Final Plat in the Verrado Master Planned Community, known as Planning Unit III, Parcel 3.204. Request by Biskind, Hunt and McTee on behalf of DMB for Final Plat approve of 8.60 acres, 50 residential lots approximately 47'x120'. DMB FP05-17

\*5BB. Council ratified the emergency purchase of an 80Kw generator for the Christmas Well Booster Site from Cummings Rocky Mountain in an amount not to exceed \$12,750 to be purchased from line item 061-50-555.

#### **NON CONSENT AGENDA ITEMS**

##### **5N. Waive Robert's Rules of Order**

Town Attorney Scott Ruby declared conflict of interest. Attorney Phylliss Smiley acted as the Town Attorney for this matter. Attorney Smiley stated that our version of Robert's Rules of Order allows us to renew the motion without addressing Items N and O.

**5O. Reconsideration Vestar Development for a site plan amendment to Sundance Towne Center.**

Town Attorney Scott Ruby stated conflict of interest. Attorney Phyliss Smiley acted as the Town Attorney. Attorney Smiley stated that our version of Robert's Rules of Order allows us to renew the motion for Items 5O and 5P.

**5P. Amended Site Plan to the Sundance Towne Center.**

**(a) Receive Public input.**

Below is a list of public speakers in favor of the Vestar amended site plan:

*Patrick Fewell, Dave Rioux, Javier Hernandez, Amy Speight, Cathy Conley, William Portwood, Mary Simons, Anita Nugent, Diana Chambers, David and Sue Kinley, Wali Rahman, Paul Gilbert, and Jason Homermann.*

Below is a list of public speakers apposed to the Vestar amended site plan:

*Billy Woods, and Sabre and Dan Deterding.*

**(b) Discussion and possible motion**

Vestar Attorney Paul Gilbert presented to Council a list of stipulations for the Vestar Project (see attached list). Motion made by Councilwoman May and seconded by Vice mayor Urwiller to approve the amended site plan to the Sundance Towne Center with the stipulations attached. Councilman Meck, Councilman Beard, Mayor Hull, and Councilman Doster voted aye. Councilman Garza voted nay. Motion carried.

**5Q. Ordinance 30-05-Annexation- SILVER ROCK A05-04**

Motion made by Councilman Meck and seconded by Councilwoman May to adopt Ordinance 30-05 requested by Gary King of Earl Curley and Lagarde, on behalf of B Bar and G Farms & Newport Group Management Co. increasing the corporation limits of the Town of Buckeye by annexing certain territory contiguous to the existing Town Limits of the Town of Buckeye and read by title only. The property consists of approximately 480 acres located north of the Broadway Road alignment, south of the Lower Buckeye Road alignment, west of the Turner Road alignment and east of the Wilson Avenue alignment, in unincorporated Maricopa County, within the Town of Buckeye Planning Area. Motion passed unanimously.

**5R. Ordinance 31-05-Rezoning- WESTWIND RZ05-14**

Motion made by Councilman Meck and seconded by Vice Mayor Urwiller to adopt Ordinance 31-05 amending the Land Use District Map of the Town of Buckeye on approximately 160 acres generally located at the southeast corner of the Wilson Avenue and Lower Buckeye Road alignments from Rural Residential (RR) to the Planned Community (PC) Land Use District and read by title only. Requested by Gary King of Earl Curley and Lagarde, on behalf of Westwind Properties, L.L.C. Motion passed unanimously.

**5S. Ordinance 32-05-Rezoning- SILVER ROCK RZ04-509**

Motion made by Councilman Beard and seconded by Councilwoman May Council to adopt Ordinance 32-05 amending the Land Use District Map of the Town of Buckeye on approximately 298 acres generally located approximately a half mile south of the southeast corner of the Wilson Avenue and Lower Buckeye Road alignments and north of the Roosevelt Irrigation District Canal between the Wilson and Turner Road alignments from Rural Residential (RR) to the Planned Community (PC) Land Use District and read by title only. Requested by Gary King of Earl Curley and Lagarde, on behalf of the Newport Group 32, L.L.C. Motion passed unanimously.

**5T. Engineering Services Contract between the Town of Buckeye and Malcolm Pirnie, Inc. for Review of the Palo Verde Road Wastewater Treatment Plant Phase**

Motion made by Vice Mayor Urwiller and seconded by Councilman Meck to approve the Engineering Services Contract between the Town of Buckeye and Malcolm Pirnie, Inc. for review of the Palo Verde Road Wastewater Treatment Plant Phase I 60% Process Design in an amount not to exceed \$9,450 from FY 2005/2006 budget line item 606-50-531. Motion passed unanimously.

**5U. Resolution 57-0505 Notifying the Arizona State Land Department of the Town's Intent to Annex**

Motion made by Councilwoman May and seconded by Councilman Meck to table Resolution 57-05 notifying the Arizona State Land Department of the Town's intent to annex parcels owned by the Arizona State Land Department, generally within sections 24 and 25, Township 1 North, Range 5 West of the Gila and Salt River Meridians, totaling approximately 90 acres. Motion passed unanimously.

**5V. Town of Buckeye and the Area Agency on Aging, Region One, Incorporated**

Motion made by Vice Mayor Urwiller and seconded by Councilwoman May to approve the contract between the Town of Buckeye and the Area Agency on Aging, Region One, Incorporated in the amount of \$115,418 to assist with the lunch program/activities for seniors at the Senior Center for the 2005/2006 fiscal year. Motion passed unanimously.

**5W. West Valley Open Range/Grade Step Classification and Compensation Plan from Public Sector Personnel Consultants**

Human Resources Director Toni Brown answered questions for Council and said this would enable the hiring of personnel with more competitive pay. Motion made by Councilman Meck and seconded by Councilman Doster to adopt the West Valley Open Range/Grade Step Classification and Compensation Plan from Public Sector Personnel Consultants as the Town's Classification and Compensation Plan. Councilman Beard, Councilwoman May, and Councilman Garza voted aye. Vice Mayor Urwiller and Mayor Hull voted nay. Motion carried.

**5X. Executive Session for the Purpose of Discussion of the Evaluation/Performance of the Town Manager.**

Motion made by Councilwoman May and seconded by Councilman Doster to convene into executive session pursuant to A.R.S. 38-431.03 (A) (1) for the purpose of discussion of the evaluation/performance of the Town Manager at 8:10 p.m. Motion passed unanimously.

**Council Reconvened into Regular Meeting at 9:14 p.m.**

**5Y. Compensation Adjustment of the Town Manager.**

Motion made by Vice Mayor Urwiller and seconded by Councilwoman May to adjust the compensation of the Town Manager 15%. Councilman Meck, Councilman Doster, and Councilman Garza voted aye. Councilman Beard and Mayor Hull voted nay. Motion carried.

**6. Town Manager's Report**

- Thursday July 21<sup>st</sup> is the recognition of the Narramore Road opening.

**7. Comments from the Mayor and Council**

**Councilman Meck**-None

**Councilman Beard**-None

**Vice Mayor Urwiller**-would like Clerk to note to include the Development Board replacements on the next agenda.

**Councilwoman May**-None

**Councilman Doster**-None

**Councilman Garza**-None

**8. Adjournment.**

There being no further business to come before Council motion made by Councilman Doter and seconded by Councilwoman May to adjourn the meeting at 9:20 p.m. Motion passed unanimously.

**ATTEST:**

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**Dustin Hull, Mayor**

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**Linda Garrison, Town Clerk**

I hereby certify that the foregoing is a true and correct copy of the Regular Meeting held on the 19th day of July, 2005. I further certify that a quorum was present.

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**Linda Garrison, Town Clerk**